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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/820,971	04/08/2004	Scott Happe	25436/2422

CONFIRMATION NO. 9749

FORMALITIES LETTER



OC000000012613522

27495
 PALMER & DODGE, LLP
 KATHLEEN M. WILLIAMS / STR
 111 HUNTINGTON AVENUE
 BOSTON, MA 02199

Date Mailed: 05/12/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/07/2004 DTESSEM1 00000049 160085 10820971
 01 FC:2051 65.00 DA

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
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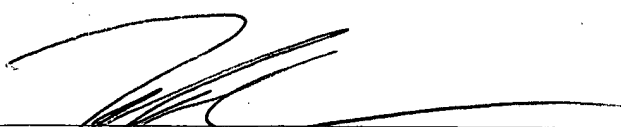
Docketed

Response Due

Statutory Period

7/12/04 (11/12/04)
 Palmer & Dodge LLP (ESP)
 Patent Department

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in dark ink, consisting of a large, stylized 'M' or 'W' shape followed by a horizontal line extending to the right.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Atty. Docket No.: 25436/2422

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Happe, et al.
Serial No.: 10/820,971
Filed: April 8, 2004
Entitled: METHODS AND COMPOSITIONS
FOR THE DETECTION OF
BACTERIAL SPECIES

Examiner: Not Yet Assigned

Group Art Unit: 1645

Conf. No.: 9749

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8a

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated below in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kathleen M. Williams

Name of Person Mailing

Signature of Person Mailing Paper

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NON-PROVISIONAL APPLICATION**

Sir:

This is filed in response to the Notice to File Missing Parts of Non-Provisional Application mailed May 12, 2004.

1. The Notice stated that the Declaration is missing.

The Commissioner for Patents is hereby authorized to charge any fees to Deposit Account No. 16-0085, Reference 25436/2422 which includes:

- a) \$65.00 surcharge for late filing fee for declaration; and
- b) \$1,040.00 extension of time.

An executed Declaration/Power of Attorney is enclosed.

Respectfully submitted,

Date: December 1, 2004

Name: Kathleen M. Williams

Registration No.: 34,380

Customer No.: 27495

Palmer & Dodge LLP

111 Huntington Avenue

Boston, MA 02199-7613

Tel: 617-239-0100



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Kathleen M. Williams

Name of Person Mailing Paper

Signature of Person Mailing Paper

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Enclosed for filing in the above-identified patent application, please find the following documents:

1. Response to Notice to File Missing Parts mailed May 12, 2004;
2. Copy of Notice to File Missing Parts - Part 2;
3. Petition for Five month Extension of Time;
4. Executed Declaration and Power of Attorney; and
5. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any fees to Deposit Account No. 16-0085, Reference 25436/2422. A duplicate of this transmittal letter is enclosed for this purpose.

Date: December 1, 2004

Respectfully submitted,

Name: Kathleen M. Williams

Registration No.: 34,380

Customer No.: 27495

Palmer & Dodge LLP

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Boston, MA 02199-7613

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